

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA

BRIAN BAKER,

Petitioner,

vs.

LANCASTER COUNTY DISTRICT COURT
ADULT PROBATION,

Respondent.

8:23CV410

MEMORANDUM AND ORDER

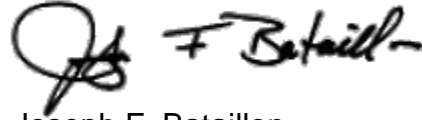
This matter is before the Court on correspondence from Petitioner, which the Court has docketed as a Motion for Extension of Time. [Filing No. 11](#). On October 17, 2023, the Court directed Petitioner to pay the \$5.00 fee or submit a request for leave to proceed in forma pauperis by November 16, 2023. [Filing No. 9](#). In his Motion for Extension of Time, Petitioner represents that he does not currently have the \$5.00 to pay the filing fee, but he will send the \$5.00 payment after he gets paid on the “3rd of the month.” [Filing No. 11](#). Liberally construed, Petitioner seeks additional time to pay the \$5.00 filing fee. On November 6, 2023, the Court received Petitioner’s \$5.00 filing fee payment. Accordingly,

IT IS ORDERED that:

1. Petitioner’s correspondence, construed as a Motion for Extension of Time, [Filing No. 11](#), is denied as moot. The Court has received Petitioner’s filing fee payment.
2. Petitioner is advised that the next step in this case is for the Court to conduct a preliminary review of the habeas corpus petition in accordance with Rule 4 of the Rules Governing Section 2254 cases. The Court will conduct this review in its normal course of business.

Dated this 9th day of November, 2023.

BY THE COURT:

A handwritten signature in black ink, appearing to read "J F Bataillon". The signature is stylized with a large, circular initial "J" and a long, horizontal stroke extending to the right.

Joseph F. Bataillon
Senior United States District Judge